

UNITED STATES OF AMERICA
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

CHAIRMAN:

Judge Wm. Terrell Hodges
United States District Court
Middle District of Florida

MEMBERS:

Judge John F. Keenan
United States District Court
Southern District of New York

Judge Bruce M. Selya
United States Court of Appeals
First Circuit

Judge D. Lowell Jensen
United States District Court
Northern District of California

Judge J. Frederick Motz
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

DIRECT REPLY TO:

Michael J. Beck
Clerk of the Panel
One Columbus Circle, NE
Thurgood Marshall Federal
Judiciary Building
Room G-255, North Lobby
Washington, D.C. 20002

Telephone: [202] 502-2800
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

April 5, 2004

Honorable J. Frederick Motz
U.S. District Judge
510 Edward A. Garmatz Federal
Building & U.S. Courthouse
101 West Lombard Street
Baltimore, MD 21201-2690

Honorable Andre M. Davis
United States District Judge
5B Edward A. Garmatz Federal
Building & U.S. Courthouse
101 West Lombard Street
Baltimore, MD 21201-2615

Honorable Frederick P. Stamp, Jr.
United States District Judge
Post Office Box 791
Wheeling, WV 26003-0100

Re: MDL-1586 -- In re Mutual Funds Investment Litigation

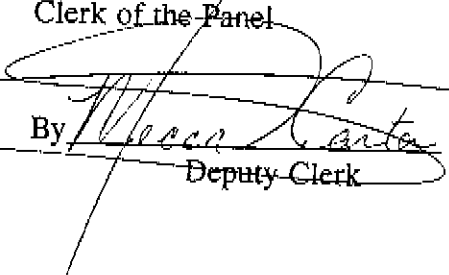
(See Attached Schedule CTO-2)

Dear Judges:

For your information, I am enclosing a copy of a conditional transfer order filed today by the Judicial Panel on Multidistrict Litigation in this matter.

Very truly,

Michael J. Beck
Clerk of the Panel

By 
Deputy Clerk

cc: (See Attached List of Judges)

APR - 5 2004

FILED
CLERK'S OFFICE**DOCKET NO. 1586****BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION****IN RE MUTUAL FUNDS INVESTMENT LITIGATION****(SEE ATTACHED SCHEDULE)****CONDITIONAL TRANSFER ORDER (CTO-2)**


On February 20, 2004, the Panel transferred 91 civil actions to the United States District Court for the District of Maryland for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 152 additional actions have been transferred to the District of Maryland. With the consent of that court, all such actions have been assigned to the Honorable J. Frederick Motz, the Honorable Andre M. Davis and the Honorable Frederick P. Stamp, Jr.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the District of Maryland.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Maryland for the reasons stated in the order of February 20, 2004, F.Supp.2d (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable J. Frederick Motz, the Honorable Andre M. Davis and the Honorable Frederick P. Stamp, Jr.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Maryland. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Michael J. Beck
Clerk of the Panel

SCHEDULE CTO-2 - TAG ALONG CASES
DOCKET NO. 1586
IN RE MUTUAL FUNDS INVESTMENT LITIGATION

DISTRICT DIV. CIVIL ACTION#**CALIFORNIA NORTHERN**

CAN	3	04-583	Leo K.W. Lum v. Franklin Resources, Inc., et al.
CAN	3	04-584	Frederic Ian Fischbein, etc. v. Franklin Age High Income Fund, et al.
CAN	3	04-598	Catherine Dukes v. Franklin Age High Income Fund, et al.
CAN	3	04-628	Ryan Mcalvey, et al. v. Franklin Resources, Inc., et al.
CAN	3	04-639	Stephen Alexander v. Franklin Age High Income Fund, et al.

COLORADO

CO	1	04-151	Jonathan Gallo v. Invesco Funds Group, Inc., et al.
CO	1	04-152	Robert S. Ballagh, Jr. v. Invesco Funds Group, Inc., et al.
CO	1	04-281	Joel Goodman v. Invesco Funds Group, Inc., et al.
CO	1	04-360	Carl E. Vonder Haar, et al. v. Invesco Funds Group, Inc., et al.

DELAWARE

DE	1	04-51	Sylvia Volin, etc. v. Janus Capital Group, Inc., et al.
----	---	-------	---

FLORIDA MIDDLE

FLM	8	04-249	Gisele Beer v. Franklin Age High Income Fund, et al.
-----	---	--------	--

KANSAS

KS	2	04-2091	Julie Parisi, etc. v. Marsh & McLennan Co., et al.
KS	2	04-2092	Julie Parisi, etc. v. Alliance Capital Management Holding, L.P., et al.

MASSACHUSETTS

MA	1	04-10169	Edward L. Segel, et al. v. Putnam Investment Management, Inc., et al.
MA	1	04-10219	Simon Denenberg, etc. v. Putnam Investment Management, Inc., et al.
MA	1	04-10405 ✓	Steven B. Ehrlich, etc. v. Columbia Acorn Fund, et al.

NEVADA

NV	2	04-146	Howard Jaffe v. Mutual Beacon Fund, et al.
NV	2	04-154	Jeffrey Bennett v. Daniel G. Calugar, et al.

NEW YORK EASTERN

NYE	1	04-409	Douglas A. Hinton, etc. v. Deutsche Bank AG, et al.
NYE	2	03-6285	Simon J. Denenberg v. Alliance Capital Management, LP, et al.

NEW YORK SOUTHERN

NYS	1	03-8375	Eileen Clancy v. Strong Advisor Common Stock, et al.
NYS	1	03-8594	Lori Weinrib v. Strong Financial Corp., et al.
NYS	1	03-10305	John Li, etc. v. John D. Carifa, et al.
NYS	1	04-100	Joan Gassisi v. AllianceBernstein Technology Fund, Inc., et al.
NYS	1	04-259	Jo-Anne R. Scheider v. AllianceBernstein Growth & Income Fund, Inc., et al.
NYS	1	04-353	Frank A. Wood, Jr. v. Marsh & McLennan Companies, Inc., et al.
NYS	1	04-481	John R. Granelli, et al. v. The Charles Schwab Corp., et al.
NYS	1	04-492	Lori Weinrib v. Invesco Funds Group, Inc, et al.
NYS	1	04-520	Michael Smith v. Scudder 21st Century Growth Fund, et al.
NYS	1	04-578	Michael Malone v. Scudder 21st Century Growth Fund, et al.
NYS	1	04-605	John Driscoll v. Deutsche Bank AG, et al.
NYS	1	04-687	Mike Atassi v. Scudder 21st Century Growth Fund, et al.

DISTRICT DIV. CIVIL ACTION#

NYS	1	04-713	Eileen Clancy v. Invesco Advantage Health Sciences Fund, et al.
NYS	1	04-915	Scott Waldman v. Invesco Funds Group, Inc., et al.
NYS	1	04-943	Vincent Bommarito v. Marsh & McLennan Companies, Inc., et al.
NYS	1	04-1044	First Derivative Traders v. Marsh & McLennan Companies, et al.
NYS	1	04-1072	Joanne Adams v. Putnam American Government Income Fund, et al.
NYS	1	04-1101	Aaron Walker, et al. v. Scudder 21st Century Growth Fund, et al.
NYS	1	04-1235	Karen M. McKenna v. Scudder 21st Century Growth Fund, et al.
NYS	1	04-1330	Hugh Sharkey Ira/Ro v. Franklin Resources, Inc., et al.
NYS	1	04-1331	Mike Atassi v. Scudder 21st Century Growth Fund, et al.
NYS	1	04-1603	Alfred Doiron v. Scudder Advisor Funds, et al.
NYS	1	04-1604	Jimmy Chin v. Scudder 21st Century Growth Fund, et al.

VERMONT

VT	1	04-23	Kaveh S. Shahi, et al. v. Putnam Investments
----	---	-------	--

WISCONSIN EASTERN

WIE	2	03-1260	Jeffrey W. Bader, et al. v. Strong Capital Management, Inc., et al.
WIE	2	04-123	Sarah Ross Trust, etc. v. Strong Financial Corp., et al.

INVOLVED JUDGES LIST (CTO-2)
DOCKET NO. 1586
IN RE MUTUAL FUNDS INVESTMENT LITIGATION

Hon. Deborah A. Batts
 U.S. District Judge
 2510 U.S. Courthouse
 500 Pearl Street
 New York, NY 10007-1312

Hon. Richard M. Berman
 U.S. District Judge
 201 U.S. Courthouse
 40 Centre Street
 New York, NY 10007-1581

Hon. P. Kevin Castel
 U.S. District Judge
 2260 Daniel Patrick Moynihan
 U.S. Courthouse
 500 Pearl Street
 New York, NY 10007

Hon. Charles N. Clevert, Jr.
 U.S. District Judge
 208 U.S. Courthouse
 & Federal Building
 517 East Wisconsin Avenue
 Milwaukee, WI 53202

Hon. George B. Daniels
 U.S. District Judge
 410 Thurgood Marshall U.S. Courthouse
 40 Centre Street
 New York, NY 10007

Hon. Andre M. Davis
 United States District Court
 5B Edward A. Garmatz Federal Building
 and United States Courthouse+
 101 West Lombard Street
 Baltimore, MD 21201-2615

Hon. Thomas P. Griesa
 Senior U.S. District Judge
 1630 Daniel Patrick Moynihan
 U.S. Courthouse
 500 Pearl Street
 New York, NY 10007-1312

Hon. Charles S. Haight, Jr.
 U.S. District Judge
 U.S. Courthouse, Foley Square
 New York, NY 10007

Hon. Phyllis J. Hamilton
 U.S. District Judge
 Phillip Burton U.S. Courthouse
 450 Golden Gate Avenue
 Box 36060
 San Francisco, CA 94102-3489

Hon. Richard L. Holwell
 U.S. District Judge
 Daniel Patrick Moynihan
 United States Courthouse
 500 Pearl Street
 New York, NY 10007-1312

Hon. John G. Koeltl
 U.S. District Judge
 1030 Daniel Patrick Moynihan
 U.S. Courthouse
 500 Pearl Street
 New York, NY 10007-1312

Hon. Edward R. Korman
 Chief Judge
 U.S. District Court
 225 Cadman Plaza East
 Brooklyn, NY 11201

Hon. Marcia S. Krieger
 U.S. District Judge
 U.S. District Court
 Alfred A. Arraj U.S. Courthouse
 901 19th Street, A941
 Denver, CO 80294-3589

Hon. Richard A. Lazzara
 U.S. District Judge
 Sam M. Gibbons
 U.S. Courthouse
 801 North Florida Avenue
 Tampa, FL 33602-3800

Hon. John W. Lungstrum
 Chief Judge, U.S. District Court
 517 Robert J. Dole U.S. Courthouse
 500 State Street
 Kansas City, KS 66101-2436

Hon. Howard D. McKibben
 U.S. District Judge
 Bruce R. Thompson U.S. Courthouse
 and Federal Building, Suite 804
 400 South Virginia Street
 Reno, NV 89501

Hon. J. Frederick Motz
 U.S. District Judge
 101 West Lombard Street
 510 Edward A. Garmatz Federal
 Building & U.S. Courthouse
 Baltimore, MD 21201-2690

Hon. J. Garvan Murtha
 U.S. District Judge
 U.S. District Court
 P.O. Box 760
 Brattleboro, VT 05302

Hon. Robert P. Patterson, Jr.
 Senior U.S. District Judge
 2550 U.S. Courthouse
 500 Pearl Street
 New York, NY 10007

Hon. Philip M. Pro
 Chief Judge, U.S. District Court
 7015 Lloyd D. George U.S. Courthouse
 333 Las Vegas Boulevard, South
 Las Vegas, NV 89101

Hon. Jed S. Rakoff
 U.S. District Judge
 1340 Daniel Patrick Moynihan U.S.
 Courthouse
 500 Pearl Street
 New York, NY 10007-1312

Hon. Patti B. Saris
 U.S. District Judge
 6130 John Joseph Moakley U.S.
 Courthouse
 One Courthouse Way
 Boston, MA 02210-3002

Hon. Gregory M. Sleet
U.S. District Judge
J. Caleb Boggs Federal Bldg.
844 North King Street
Lockbox 19
Wilmington, DE 19801

Hon. Frederick P. Stamp, Jr.
United States District Court
Post Office Box 791
Wheeling, WV 26003-0100

Hon. Kathryn H. Vratil
U.S. District Judge
511 Robert J. Dole U.S. Courthouse
500 State Avenue
Kansas City, KS 66101

Hon. Leonard D. Wexler
Senior U.S. District Judge
Long Island Courthouse
100 Federal Plaza
Central Islip, NY 11722

Hon. Jeffrey S. White
U.S. District Judge
Phillip Burton U.S. Courthouse
450 Golden Gate Avenue
Box 36060
San Francisco, CA 94102-3489

Hon. Rya W. Zobel
U.S. District Judge
6110 U.S. Courthouse
One Courthouse Way
Boston, MA 02210